THE HON'BLE SRI JUSTICE P.S.NARAYANA

WRIT PETITION No.15356 of 2006

Dated:25.07.2006

Between:

Atkuri Nageswara Rao S/o Veeraju.

..... PETITIONER

And

The State Election Commission, rep., by its Commissioner, Hyderabad and others.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE P.S.NARAYANA

WRIT PETITION No.15356 of 2006

ORDER:

The writ petition is filed for a Writ of Mandamus declaring the action of the respondent-authorities in not considering the objections, dated 21.07.2006, filed by the petitioner in regard to the disqualification of the 6th respondent, as arbitrary, illegal and contrary to Section 19(2)(i) of the A.P. Panchayat Raj Act and Rule 9 of the A.P. Panchayat Raj (Conduct of Elections) Rules, 1994, and consequently direct the respondent-authorities to declare the nomination of the 6th respondent for Ward No.4 of Kalavalapalli Gram Panchayat, Chagallu Mandal, West Godavari District, as invalid for the elections scheduled to be held on 02.08.2006, and pass such other suitable orders.

Several factual details, no doubt, had been narrated in the affidavit filed in support of the writ petition. On a perusal of all the facts, which had been narrated in the affidavit filed in support of the writ petition, this Court is of the considered opinion that these are all the matters to be

gone into at the appropriate stage. Inasmuch as the petitioner has a remedy by way of Election Petition, it may not be appropriate to interfere at this stage.

Giving the above said liberty to the petitioner, the writ petition is disposed of. No order as to costs.

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25.07.2006

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